(3)

1 C.S. 1002

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (C.G.)

WRIT PETITION NO. 3226 OF 2004

PETITIONER : D. R. Bhagat, S/o Keshav Bhagat, Age about 46 Years, Occupation: Asst. Commissioner Aadivasi Vikash, Address: Tribal Welfare Department, Durg (C.G.)

P.R. No. 3937/04
Presented by Shri Sahu
dated 24-9-04

VERSUS

RESPONDENTS : (1) State of Chhattisgarh, Through Secretery, Tribal Welfare Department, D. K. S. Building, Raipur (C.G.)

(2) The Collector, Distt: Durg (C.G.).

(3) A. G. Burman, District Organisation Incharge Project officer, Ekkikrit Aadivasi Vikas Project, Jashpur (C.G.)

COPY 1319104
Clerk to A. G. Bilaspur

WRIT PETITION U/A 226/227 OF THE CONSITITUTION OF INDIA

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक ...W.P.No. 3226..... **सन् 2004**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	16.11.2005 Shri Awadh Tripathi, counsel for the petitioner. Shri Pankaj Shrivastava, Panel lawyer for the respondents No. 1 and 2. Shri Satish Chandra Verma, counsel for the respondent No. 3 Heard. Learned counsel for the petitioner submits that the petitioner who was working as Assistant Commissioner in the office of Adivasi Vikas, Durg was transferred vide order dated 9.1.2004 (Annexure P-3)to Project Administration, Dondi Lohara, Distt.- Durg. Subsequent to the said order, a representation was made by the petitioner. The respondents after having considered the representation of the petitioner, transferred the petitioner to the office of Adivasi Vikas, Durg vide order dated 15.7.2004. The petitioner joined the office of Adivasi Vikas, Durg on 9.8.2004. The petitioner was again transferred on 2.9.2004 from Adivasi Vikas, Durg as In-charge of the Project Administrator, Integrated Tribal Welfare Project, Nagari, Distt.- Dhamtari. The present petition impugns the order dated 02.09.2004 and this court, after hearing both the parties, granted status quo on 28.09.2004. The petitioner continued at Adivasi VIkas, Durg pursuant to the order of this court for more than a year. This is for the government to	

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

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examine as to whether the government employee be posted in the interest of administration. The petitioner has already been working at the original place on account of interim relief granted by this court. At this stage there is no point in examining the validity of the impugned transfer order.

In view of the facts and circumstances of the case, the petition is disposed of. As regard the other grievances, if any, the petitioner is at liberty to make proper representation before the respondent No. 1 and 2.

Certified copy, as per Rules.

Sd/-
Satish K. Agnihotri
Judge

Babu